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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

n re patent of:

Monteiro & Butterworth

Attorney Docket No.: 061163-0005-US

Patent No:

5,983,005

Application No.

09/110,369

Issued:

November 9, 1999

Filed:

July 6, 1998

Title: Multicasting Method and Apparatus

RECEIVED

Mail Stop M Correspondence Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

DEC 3 0 2004

OFFICE OF PETITIONS

NOTICE OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Pursuant to 37 C.F.R. § 1.27(g)(2), Patentees hereby notify the United States Patent and Trademark Office of a change in status resulting in loss of entitlement to small entity status. Although small entity status was correctly established for the above-identified patent at the time of filing the application and payment of the issue fee, the above-identified patent is no longer entitled to small entity status.

Pursuant to 37 C.F.R. § 1.28(c), please correct the established small entity status to large entity and charge the deficiency between the amount paid for small entity and that due for large entity as itemized below:

Item

Amount Paid

Deficiency Amount Owed \$495.00

3.5 year maintenance fee (due 03/09/2003)

\$445.00

Please charge the required fees to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (order no. 061163-0005-US).

Date December 20, 2004

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M/Bregman

Respectfully submitted,

(Reg. No. 45,645)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Monteiro & Butterworth

Patent No.:

5,983,005

Issued:

November 9, 1999

For:

Multicasting Method and

Attorney Docket No: 061163-0005-US

Apparatus

REQUEST FOR ISSUANCE OF CERTIFICATE OF CORRECTION

Certificate of Corrections Branch Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Sir:

OFFICE OF PETITIONS

Patentees hereby request issuance of a Certificate of Correction for the above subject patent to correct a cited reference. Specifically, on page 1, under "Other Publications", the fifth cited reference should be RealAudio Administrator's Guide, Release 1.01, not Real Audio Administrator's Guide, Release 1.1.

The typographical error was originally made in the Information Disclosure Statement form PTO 1449 filed November 1, 1998. The attached copy of the reference filed November 1, 1998 correctly stated "Release 1.01". This typographical was only recently discovered in a related pending patent application.

The Commissioner is authorized to charge the fee required under 37 C.F.R. § 1.20(a), believed to be \$100, and any other required fees to Deposit Account No. 50-0310 (order no. 061163-0005-US). A copy of this sheet is enclosed.

Respectfully submitted,

Date:

December 20, 2004

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Dion M. Bregman

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1 Frank E. Morris (Reg. No. 24,615) Dion M. Bregman (Reg. No. 45,645) Morgan, Lewis & Bockius LLP 2 3 3300 Hillview Avenue Palo Alto, California 94304 4 Tel: (650) 493-4935 Fax: (650) 493-5556 5 Attorneys for Two-Way Media LLC 6 7 **UNITED STATES** 8 PATENT & TRADEMARK OFFICE 9 TWO-WAY MEDIA LLC, US Patent No. 5,983,005 10 Plaintiff, 11 **CERTIFICATE OF SERVICE** v. 12 RECEIVED AMERICA ONLINE, INC., Defendant 13 DEC 3 0 2004 14 OFFICE OF PETITIONS 15 16 17 18 19 20 21 22 23 24 25 26 27 28



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CERTIFICATE OF SERVICE

I am employed in the City of Palo Alto, County of Santa Clara, State of California, I am over the age of 18 years and not a party to the within action. My business address is 2 Palo Alto Square, 3000 El Camino Real, Suite 700, Palo Alto, California 94306. O December 20, 2004, I caused copies of the attached document(s) described as follows:

NOTICE OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS, AND REQUEST FOR ISSUANCE OF CERTIFICATE OF CORRECTION (with CERTIFICATE OF CORRECTION)

to be served on

John F. Hayden, Esq. Fish & Richardson P.C. 1425 K Street, N.W. 11th Floor Washington, D.C. 20005-3500 RECEIVED

DEC 3 0 2004

OFFICE OF PETITIONS

_____ (BY OVERNIGHT DELIVERY) I caused each such envelope to the addressee(s) noted above, with charges fully prepaid, to be sent by overnight delivery from Palo Alto, California. I am readily familiar with the practice of Morgan Lewis & Bockius LLP for collection and processing of correspondence for overnight delivery, said practice being that in the ordinary course of business, mail is placed with the overnight delivery service on the same day as it is placed for collection.

X (BY FIRST CLASS MAIL) I caused each such envelope to the addressee(s) noted above, with postage thereon fully prepaid, to be placed in the United States mail in Palo Alto, California. I am readily familiar with the practice of Morgan Lewis & Bockius LLP for collection and processing of correspondence for mailing, said practice being that in the ordinary course of business mail is deposited in the United States Postal Service the same date as it is placed for collection.

(BY PERSONAL SERVICE) The person whose name is noted below caused to be delivered by hand each such envelope to the addressee(s) noted above.

____ (BY FACSIMILE) The person whose name is noted below caused to be transmitted by facsimile each such document to the addressee(s) noted above.

(BY EMAIL) The person whose name is noted below caused to be transmitted by email each such document to the addressee(s) noted above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Palo Alto, California, on December 20, 2004.

Lindy Vairetti

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.

5,983,005

DATED

November 9, 1999

INVENTOR(S)

Monteiro and Butterworth

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Page 1, under "Other Publications", at the fifth cited reference, after RealAudio Administrator's Guide, delete "Release 1.1" and insert – Release 1.01 --

PATENT NO.

5,983,005

MAILING ADDRESS OF SENDER: MORGAN, LEWIS & BOCKIUS LLP 2 Palo Alto Square 3000 El Camino Real Palo Alto, CA 94306 (650) 843-4000

FORM PTO 1050 1-PA/3525496.1